

UNITED STATES COURT OF APPEALS  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
WESTERN DIVISION

5:12-CR-353-BO-1

UNITED STATES OF AMERICA, )  
                                )  
Plaintiff,                 )  
                                )  
v.                            )  
                                )  
CHRISTOPHER STEWART     )  
WILSON,                    )  
                                )  
Defendant.                )

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**ORDER**

This cause comes before the Court on defendant's motion for approval of statement of proceedings pursuant to Fed. R. App. P. Rule 10(c). The Court, having reviewed the motion and other appropriate matters of record, finds and orders as follows:

1. On May 21, 2014, Defendant filed a Notice of Appeal of the judgment entered against him on May 15, 2014. The appeal was docketed with the U.S. Court of Appeals for the Fourth Circuit ("Fourth Circuit") on May 28, 2014.
2. The Fourth Circuit was advised that due to equipment failure, the transcript of the Rule 11 proceedings held in by this Court on February 3, 2014 is unavailable.
3. Pursuant to Rule 10(c) of the Federal Rules of Appellate Procedure, on September 18, 2014, Defendant served a statement of the proceedings prepared using the best available means.
4. Appellee did not serve any objections or proposed amendments to Defendant's proposed statement within 14 days of service as provided by Rule 10(c).

THEREFORE, the Court approves the attached statement of proceedings held on February 3, 2014 for inclusion in the record on appeal pursuant to Fed. R. App. P. 10(c).

SO ORDERED, this 27 day of October, 2014.

Terrence Boyle  
TERRENCE W. BOYLE  
UNITED STATES DISTRICT JUDGE

IN THE  
UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

No. 14-4418

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

v.

CHRISTOPHER STEWART WILSON,

Defendant-Appellant.

ON APPEAL FROM THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA

**AMENDED STATEMENT OF PROCEEDINGS WHERE A TRANSCRIPT IS  
NOT AVAILABLE [28 U.S.C. FED. R. APP. P. RULE 10(c)]**

It is the understanding of Appellant that a transcript of the entry of a guilty plea on February 3, 2014 is not available. Therefore, pursuant to Fed. R. App. P. Rule 10(c), the following statement constitutes a recollection of the proceedings before the Honorable Terrence Boyle, District Judge, regarding appellant's entry of a guilty plea pursuant to a plea agreement:

Appellant appeared in District Court on February 3, 2014 and was placed under oath. The Court inquired of Appellant as to whether he understood the terms of the plea agreement, including the waiver of appellate rights except for ineffective assistance of counsel or prosecutorial misconduct. The Court further indicated to the Appellant that if it accepted his guilty plea, he could not withdraw the plea if he received a longer sentence than anticipated. Appellant's appointed trial counsel present at the hearing recalls that the Appellant

acknowledged that he understood the terms of the plea agreement and appeal waiver. Appellant does not recall being informed of or acknowledging that he understood the terms of the plea agreement or appeal waiver. The Court asked if the Appellant was guilty of four counts of aiding and abetting bank robbery, one count of conspiracy to commit bank robbery and one count of being a felon in possession of a firearm. The Appellant responded that he was guilty of these charges. The Court subsequently accepted Appellant's guilty plea pursuant to the plea arrangement.

Dated: September 18, 2014.

LAW OFFICE OF JAMES C. WHITE, P.C.

/s/ James C. White

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